

United States District Court  
STATE AND DISTRICT OF MINNESOTA

UNITED STATES OF AMERICA

CRIMINAL COMPLAINT

Case Number: 10-MJ-288SRN

V.

SERGIO JIMENEZ-JIMENEZ

I, the undersigned complainant being duly sworn state the following is true and correct to the best of my knowledge and belief. On or about June 21, 2010, in Washington County, in the State and District of Minnesota, defendant, Sergio

Jimenez-Jimenez an alien who has previously been removed from the United States subsequent to a conviction for an aggravated felony, knowingly and unlawfully re-entered and was found in the United States without having obtained the consent of the Attorney General of the United States or his successor, the Secretary of Homeland Security, to re-apply for admission into the United States,

in violation of Title 8, United States Code, Sections 1326(a) and 1326(b)(2).

I further state that I am a(n) Special Agent and that this complaint is based on the following facts:

SEE ATTACHED AFFIDAVIT

Continued on the attached sheet and made a part hereof: ☒ Yes ☐ No

Sworn to before me, and subscribed in my presence,

July 20, 2010 4:20pm at  
Date  
The Honorable Susan Richard Nelson  
UNITED STATES MAGISTRATE JUDGE  
Name & Title of Judicial Officer

Travis W. Hamblen  
Signature of Complainant  
Travis W. Hamblen  
BICE

Minneapolis, MN  
City and State

Susan Richard Nelson  
Signature of Judicial Officer

SCANNED

JUL 21 2010

U.S. DISTRICT COURT, MINN.

STATE OF MINNESOTA  
COUNTY OF HENNEPIN

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ss.

AFFIDAVIT OF TRAVIS W. HAMBLÉN

10 - mJ - 288 SRN

Travis W. Hamblen, being duly sworn, deposes and states as follows:

1. Your Affiant has been a federal law enforcement officer since July 1996. I am currently employed with Immigration and Customs Enforcement within the Department of Homeland Security (DHS). For six years, prior to coming to the Minneapolis field office, I served as a Border Patrol Agent on the southwest border in Tuscon, Arizona. I have received courses of instruction from the United States Department of Homeland Security and various state and federal agencies on investigative techniques related to conducting narcotics, financial, and criminal immigration investigations. I have conducted and participated in hundreds of investigations which have resulted in the arrest of individuals who have smuggled, received, and distributed controlled substances, as well as the arrest of individuals illegally residing in the United States.

2. This Affidavit is based on your Affiant's training, experience, personal knowledge, discussions with other law enforcement officers and agents directly involved in this investigation, and my review of official reports and documents related to this investigation.

3. This Affidavit is made for the purpose of establishing probable cause in support of a federal arrest warrant, and therefore contains only a summary of relevant facts. Based upon

all the facts and information set forth in this Affidavit, your Affiant believes that probable cause exists to believe that, on or about June 21, 2010, in Washington County, Minnesota, in the State and District of Minnesota, Sergio JIMENEZ-Jimenez unlawfully re-entered and was found in the United States after having been previously removed, without having obtained the consent of the Attorney General or his successor, the Secretary of Homeland Security, to re-apply for admission to the United States, and the defendant's removal was subsequent to a conviction for commission of an aggravated felony, in violation of Title 8, United States Code, Sections 1326(a) and 1326(b)(2).

4. During the month of April 2010, I received information that JIMENEZ-Jimenez was unlawfully present in the United States and residing in Minnesota. JIMENEZ-Jimenez was known to me to be a native and citizen of Mexico. Jimenez-Jimenez is further described as a Hispanic male born in Jalisco, Mexico on April 2, 1954, who was assigned an alien number of A92 963 637 by the Immigration and Naturalization Service of the United States of America.

5. During the course of my investigation I determined that JIMENEZ-Jimenez was in fact unlawfully present in the United States and currently residing at 1683 Summit Avenue, St. Paul Park, MN. I received confirmation that JIMENEZ-Jimenez is currently receiving mail at such address. During the past 30 days I have also seen

JIMENEZ-Jimenez enter, exit and conduct basic home maintenance at this address.

6. A computer check of criminal and immigration records and a review of JIMENEZ-Jimenez's immigration file reveal that the JIMENEZ-Jimenez is a citizen and national of Mexico who makes no claim to United States citizenship or lawful permanent residence status in the United States. These records also reveal that on or about July 24, 1996, JIMENEZ-Jimenez was convicted in the California Superior Court, County of Los Angeles, of Possession of Controlled Substances, in violation of California Health and Safety Code section 11350(a) and sentenced to 16 months' imprisonment.

7. On or about February 5, 1997, JIMENEZ-Jimenez was convicted in the California Superior Court, County of Ventura, of Possession of Controlled Substances, in violation of California Health and Safety Code section 11350(a) and sentenced to 24 months' imprisonment.

8. On or about February 5, 1997, JIMENEZ-Jimenez was convicted in the California Superior Court, County of Ventura, of Possession and Sale of Controlled Substances, in violation of California Health and Safety Code section 11377(a) and sentenced to 24 months' imprisonment.

9. JIMENEZ-Jimenez's immigration file indicates that he has been previously arrested and removed from the United States on four occasions. JIMENEZ-Jimenez was originally ordered deported by an Immigration Judge in Phoenix, Arizona on November 20, 1996, and was

subsequently removed from the United States. JIMENEZ-Jimenez was later deported to Mexico on March 9, 1998 through the Calexico, California Port of Entry. JIMENEZ-Jimenez was then deported to Mexico on January 21, 2004 through the Nogales, Arizona Port of Entry. Finally, JIMENEZ-Jimenez was deported to Mexico on June 29, 2005 through the Laredo, Texas Port of Entry.

10. Law enforcement has confirmed through photographs contained in JIMENEZ-Jimenez's criminal history and his immigration file that the individual who is referenced in those records is, in fact, the same person seen by your Affiant over the past thirty days at the address in St. Paul Park, Minnesota, as previously mentioned.

11. Your Affiant's investigation has revealed that since his most recent removal from the United States on June 29, 2005, JIMENEZ-Jimenez has not applied for, nor received, permission to enter the United States from the Attorney General, his successor, the Secretary of Homeland Security, or any other designated and authorized representative.

12. Based on these facts, your Affiant has reason to believe that the defendant, Sergio JIMENEZ-Jimenez, has unlawfully

re-entered and maybe found in the United States after removal, in violation of Title 8, United States Code, Sections 1326(a) and 1326(b) (2).

Further Your Affiant Sayeth Not.



Travis W. Hamblen, Special Agent  
Immigration and Customs Enforcement

SUBSCRIBED and SWORN to Before Me

This 20<sup>th</sup> day of July, 2010.



The Honorable Susan Richard Nelson  
United States Magistrate Judge